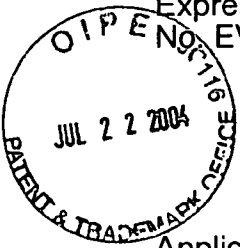


7-23-04

JFu

Express Mail Label  
No. EV 544921810 US

MTC 6875.1 (39-21(52751)B)  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Daniel R. Wright et al.  
Serial No. 10/829,572  
Filed April 22, 2004  
Confirmation No. 6729

Art Unit 1616

For HERBICIDAL COMPOSITIONS CONTAINING GLYPHOSATE AND A  
PYRIDINE ANALOG

July 22, 2004

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

**INFORMATION DISCLOSURE STATEMENT**

\* In accordance with 37 C.F.R. 1.97 and 1.98 and MPEP 609, and in compliance  
\* with the duty of disclosure set forth in 37 C.F.R. 1.56, applicants submit the attached  
PTO/SB/08A for consideration by the Patent and Trademark Office in the above-  
entitled application and to be made of record therein. In accordance with the OG notice  
of August 5, 2003 partially waiving the requirements of 37 C.F.R. 1.98(a)(2)(i), copies of  
\* the U.S. patent documents are not supplied. Applicants submit herewith copies of the  
foreign patent documents/literature references.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R.  
§1.97(b) in that applicants believe that it is being filed prior to the mailing date of the  
first Office action on the merits. Accordingly, neither a statement nor fee under 37  
C.F.R. §1.97(c) or (d) is required. However, if an Office action was issued prior to the  
date of mailing of this Information Disclosure Statement, the Commissioner is hereby  
authorized to charge any required fees regarding this Information Disclosure Statement  
to Deposit Account No. 19-1345.

Express Mail Label  
No. EV 544921810 US

MTC 6875.1 (39-21(52751)B)  
PATENT

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Derick E. Allen". The signature is fluid and cursive, with the first name "Derick" being more prominent than the last name "Allen".

Derick E. Allen, Reg. No.43,468  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

DEA/skd  
\*Enclosures

<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/829,572
				Filing Date	April 22, 2004
				Confirmation Number	6729
				First Named Inventor	Daniel R. Wright
				Group Art Unit	1616
				Examiner Name	
Sheet	1	of	4	Attorney Docket No.	MTC 6875.1 (39-21 (52751)B)

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
/C.B./	1	3,799,758		Franz	03-26-1974
/C.B./	2	4,405,531		Franz	09-20-1983
/C.B./	3	4,692,184		Lee	09-08-1987
/C.B./	4	5,436,223		Mulqueen et al.	07-25-1995
/C.B./	5	5,565,409		Sato et al.	10-15-1996
/C.B./	6	5,703,015		Berger et al.	12-30-1997
/C.B./	7	5,834,006		Smith et al.	11-10-1998
/C.B./	8	5,883,048		Morré et al.	03-16-1999
/C.B./	9	5,998,332		Sato et al.	12-07-1999
/C.B./	10	6,063,733		Berger et al.	05-16-2000
/C.B./	11	6,228,807	B1	Kuchikata et al.	05-08-2001
/C.B./	12	6,245,713	B1	Brinker et al.	06-12-2001
/C.B./	13	6,277,788	B1	Wright	08-21-2001
/C.B./	14	6,455,473	B2	Wright	09-24-2002
/C.B./	15	6,569,809	B1	Sato et al.	05-27-2003

Examiner Signature	/Courtney Brown/	Date Considered	05/18/2008
-----------------------	------------------	--------------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached or place an "A" here if English language abstract is attached.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/829,572
				Filing Date	April 22, 2004
				Confirmation Number	6729
				First Named Inventor	Daniel R. Wright
				Group Art Unit	1616
				Examiner Name	
Sheet	2	of	4	Attorney Docket No.	MTC 6875.1 (39-21 (52751)B)

/C.B./	16	6,579,831	B1	Harwell	06-17-2003
/C.B./	17	6,713,433	B2	Jimoh	03-30-2004
/C.B./	18	6,723,681	B2	Hacker et al.	04-20-2004
/C.B./	19	2002/0123430	A1	Xu et al.	09-05-2002
/C.B./	20	2004/0077499	A1	Graham et al.	04-22-2004

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T <sup>6</sup>
		Office	Number <sup>4</sup>	Kind Code <sup>2</sup> (if known)			
/C.B./	21	GB	2 267 825	A	Dow Elanco	12-22-1993	
/C.B./	22	WO	99/00013		Monsanto Company	01-07-1999	
/C.B./	23	WO	00/64257	A1	Monsanto Company	11-02-2000	
/C.B./	24	WO	00/67571		Victorian Chemicals International Pty Ltd	11-16-2000	
/C.B./	25	WO	01/35740	A2	Bayer Aktiengesellschaft	05-25-2001	
/C.B./	26	WO	02/21924	A2	Monsanto Technology LLC	03-21-2002	

Examiner Signature	/Courtney Brown/	Date Considered	05/18/2008
--------------------	------------------	-----------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached or place an "A" here if English language abstract is attached.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/829,572
				Filing Date	April 22, 2004
				Confirmation Number	6729
				First Named Inventor	Daniel R. Wright
				Group Art Unit	1616
				Examiner Name	
Sheet	3	of	4	Attorney Docket No.	MTC 6875.1 (39-21 (52751)B)

OTHER ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>	
/C.B./	27	Abdelghani, A.A., Assessment of the Exposure of Workers Applying Herbicide Mixtures (2, 4-D+Roundup, Garlon-3A+Roundup), Toxicity and Fate of these Mixtures in the Environment - Summary Report (1995)		
/C.B./	28	Abdelghani, A.A., et al.; Toxicity Evaluation of Single and Chemical Mixtures of Roundup, Garlon-3A, 2, 4-D, and Syndes Surfactant to Channel Catfish, Bluegill, Sunfish, and Crawfish (1996) pp. 237-243		
/C.B./	29	Arsenovic, M. et al.; Brighton Crop Prot. Conf. - Weeds (1991) 3, p. 1159		
/C.B./	30	Chee, Y.K. and Faiz, Ahmad; Sheep Grazing Reduces Chemical Weed Control in Rubber, pp. 120-123		
/C.B./	31	Daggett, R. Howard, and Wagner, Robert G.; Long-Term Effects of Herbicide and Pre-Commercial Thinning on Young Spruce-Fir Stands: The Austin Pond Study; Silviculture Research; Cooperative Forestry Research Unit Annual Report (2001-2002), p. 29, University of Maine		
/C.B./	32	Harahap, Widjaya; The Study of Glyphosate and Its Mixture in Controlling General Weeds in Rubber Planting Strips; Symposium in Weed Science, BIOTROP Spec. Publ. No. 24 (1986), pp. 349-357		
/C.B./	33	Holt, H.A., et al.; Controlling Woody Plants with Wiping Application; 39th Annual Southern Weed Sci. Soc. Proceedings; Nashville, TN (1986) p. 364		
/C.B./	34	Howell, R.K. and Yeiser, J.L.; Low Volume Foliar Applications of Triclopyr, Picloram, Imazapyr and Glyphosate Mixtures For Rights-of-Way Cleanup; Proceedings Southern Weed Science Society, Birmingham, AL (1998) pp. 195-197		
/C.B./	35	Jackson, Nelroy E., Control of Brush and Chaparral Species with Glyphosate, 38th Annual California Weed Conference, Fresno, CA (1986) pp. 221-223		
/C.B./	36	Kay, S.H. and Hoyle, S.T.; Effects of Tank Mixing Triclopyr Amine and Glyphosate on Control of Alligatorweed; Proc. Southern Weed Science Society, Little Rock, AR (1992) p. 291		

Examiner Signature	/Courtney Brown/	Date Considered	05/18/2008
--------------------	------------------	-----------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached or place an "A" here if English language abstract is attached.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<b>PTO/SB/08A</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/829,572
				Filing Date	April 22, 2004
				Confirmation Number	6729
				First Named Inventor	Daniel R. Wright
				Group Art Unit	1616
				Examiner Name	
Sheet	4	of	4	Attorney Docket No.	MTC 6875.1 (39-21 (52751)B)

/C.B./	37	Label and Material Safety Data Sheet for Eclipse™ Glyphosate Tolerant Canola Herbicide Tank-Mix (2002) Dow AgroSciences	
/C.B./	38	Lawlor, Frances M., and Raynal, Dudley J.; Response of Swallow-Wort to Herbicides; (2001), Weed Science: Vol. 50, No. 2, pp. 179-185	
/C.B./	39	Lawrie, J. and Clay, V.; Effects of Herbicide Mixtures and Additives on Rhododendron Ponticum; Weed Research (1993) Vol. 33, pp. 25-34	
/C.B./	40	McCormack, M. L., Jr., and Saviello, T.B.; Glyphosate and Triclopyr Mixtures to Control Forest Brush; Northeastern Weed Science Society (1981) Vol. 35, p. 218	
/C.B./	41	McCormack, M. L., Jr., et al.; Timing Triclopyr and Glyphosate Treatments on Forest Brush, Northeastern Weed Sci. Soc. (1982) New York, NY, Vol. 36, pp. 209-214	
/C.B./	42	Obenshain, Karen R., et al., Spatial Analysis of Herbicide Decay Rates in Louisiana; Environmental Monitoring and Assessment (1997) Vol. 48, pp. 307-316	
/C.B./	43	Shenaut, D. and Gaffney, G.; Proc. North Central Weed Sci. Soc. (1992) 47, p. 98	
/C.B./	44	Sparacino, A.C. et al.; 45th International Symposium on Crop Protection, Gent, May 4, 1993, Part III; MFLRA3 58(3a) 785-1164	
/C.B./	45	Supplemental Labeling for Roundup PRO Herbicide by Monsanto, (1996) EPA Reg. No. 524-475	
/C.B./	46	Wait, Jim and Johnson, William G.; Weed Control in Glyphosate Resistant Corn; Dept. of Agronomy, University of Missouri-Columbia	
/C.B./	47	Wright, Galen M. and Holt, Harvey A.; Understory Vegetation Control to Establish Oak Regeneration; North Central Weed Control Conference Proceedings, Columbus, OH, Vol. 38, 1983, p. 139	
/C.B./	48	Yeiser, J.L.; June, July and August Applications of Glyphosate Tank Mixes for Site Preparation; Proceedings Southern Weed Sci. Soc. (1991) San Antonio, TX, pp. 250-255	

Examiner Signature	/Courtney Brown/	Date Considered	05/18/2008
--------------------	------------------	-----------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached or place an "A" here if English language abstract is attached.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.